

**United States
DEPARTMENT OF THE INTERIOR
National Park Service**

**GRAND TETON NATIONAL PARK
JOHN D. ROCKEFELLER, JR. MEMORIAL PARKWAY**

COMPENDIUM AMENDMENT: 36 CFR 1.7(b)

Designations, Closures, Permit Requirements and other Restrictions Imposed Under the Discretionary Authority of the Superintendent ...Title 36, Code of Federal Regulations, Chapter 1.

AUTHORITY

Under the authority of 16 U.S.C. Section 3, and Title 36, Code of Federal Regulations, Chapter 1, Parts 1-7, this Compendium of Superintendent's Orders is established for Grand Teton National Park and the John D. Rockefeller, Jr. Memorial Parkway. Regulations listed in this compendium are a requirement in addition to those listed in Parts 1-7 of Title 36 unless otherwise noted. The specific authority for this regulatory procedure is found in Sections 1.5, 1.6 and 1.7 of Title 36.

Justification

In accordance with 36 CFR Section 1.5, the following emergency requirements are being instituted immediately. These requirements are necessary to protect visitor and employee health and safety and protect park resources, including wildlife, air quality, and natural soundscapes. These restrictions are being implemented in compliance with a February 10, 2004, U.S. District Court order, which temporarily restrains the National Park Service from enforcing the January 22, 2001, regulations phasing-out the use of snowmobiles in the park. The February 10, 2004, court order also requires the National Park Service to promulgate temporary rules for the 2004 snowmobile season that are fair and equitable to all parties. Until such rules are promulgated, the following emergency restrictions are necessary to protect park resources and provide for employee and visitor health and safety. These restrictions are in place temporarily and could be further adjusted by the Superintendent to protect park resources, provide for public enjoyment of the park, protect employee and visitor health and safety, or other reasons identified in 36 CFR 1.5(a).

ADDENDUM TO SPECIAL REGULATIONS

Section 7.22(g) – Grand Teton National Park

Snowmobiling

(1) During the winter use season 2003-2004, snowmobiles may be operated on the routes and areas designated in paragraphs (2) and (3) of this section in compliance with public use limits and operating standards established by the Superintendent. All other snowmobile use is prohibited, except for essential administrative use and in emergency situations as determined by the Superintendent.

(2) Effective until the end of the winter use season 2003-2004, the following water surface is designated for snowmobile use: The frozen surface of Jackson Lake for the purposes of ice fishing only. A maximum of 40 snowmobiles are allowed to use Jackson Lake each day.

(3) For the winter use season 2003-2004, the Continental Divide Snowmobile Trail along U.S. 26/287 from Moran to the eastern park boundary and along U.S. 89/287 from Moran to the north park boundary is designated for snowmobile use. The Superintendent may open or close this route after taking into consideration the location of wintering wildlife, appropriate snow cover, and other factors that may relate to public safety. During the winter use season of 2003-2004 a maximum of 50 snowmobiles are allowed to use this route each day.

(4) Snowmobiles may be operated in the park under the following conditions:

(i) Snowmobiles that stop on designated routes must pull over to the far right next to the snow berm. Stopping the vehicle in a hazardous location, or where the view of the vehicle might be obscured, such as on a curve, is prohibited. Pullouts must be utilized when available and accessible.

(ii) Snowmobiles must be properly registered and display a valid state registration sticker.

(iii) Snowmobile operators must possess a valid state motor vehicle operator's license or learner's permit. The license or permit must be carried on the operator's person at all times. Snowmobile operators are not required to possess a valid drivers license while operating on the public access routes designated in paragraph (9) of this section and the private property access routes designated in paragraph (11) of this section.

(iv) Persons operating a snowmobile while possessing a learner's permit must be accompanied and supervised within line of sight, but no farther than 100 yards, by a responsible person 21 years of age or older possessing a valid state motor vehicles operator's license.

(v) Allowing or permitting an unlicensed driver to operate a snowmobile is prohibited.

(vi) Snowmobiles may not be operated in the park between the hours of 9 p.m. and 7 a.m.

(5) Snowplane use in Grand Teton National Park is prohibited.

(6) A snowplane is a self-propelled vehicle intended for over-the-snow travel and driven by a pusher-propeller.

(7) Snowcoach use in Grand Teton National Park is prohibited.

(8) A snowcoach is a self-propelled mass transit vehicle intended for travel on snow, having a curb weight of over 1000 pounds (450 kilograms), driven by a track or tracks and steered by skis or tracks, having a capacity of at least 8 passengers.

(9) Reasonable and direct access via snowmobile to adjacent public lands will continue to be permitted on designated routes through the park. The following routes are designated for access via snowmobile to public lands:

(i) From the parking area at Shadow Mountain directly along the unplowed portion of the road to the east park boundary.

(ii) Along the unplowed portion of the Ditch Creek Road directly to the east park boundary.

(iii) From the Cunningham Cabin pullout on U.S. 26/89 near Triangle X to the east park boundary.

(10) You may use those routes designated in paragraph (9) of this section to gain direct access to public lands adjacent to the park boundary.

(11) Reasonable and direct access via snowmobile to private property will continue to be permitted via designated routes in the park. The following routes are designated for access to private property within or adjacent to the park:

(i) The unplowed portion of Antelope Flats Road off U.S. 26/89 to private lands in the Craighead Subdivision.

(ii) The unplowed portion of the Teton Park Road to that piece of land commonly referred to as the "Clark Property".

(iii) From the Moose-Wilson Road to the land commonly referred to as the "Barker Property" until the Department of the Interior takes full possession of that land.

(iv) From the Moose-Wilson Road to the land commonly referred to as the "Wittimer Property" until the Department of the Interior takes full possession of that land.

(v) From the Moose-Wilson Road to those two pieces of land commonly referred to as the "Halpin Properties".

(vi) From either end of the plowed sections of the Moose-Wilson Road to that piece of land commonly referred to as the "JY Ranch".

(vii) From Highway 26/89/187 to those lands commonly referred to as the "Meadows", the "Circle EW Ranch", the "Moulton Property", the "Levinson Property" and the "West Property".

(viii) From Cunningham Cabin pullout on U.S. 26/89 near Triangle X the piece of land commonly referred to as the "Lost Creek Ranch".

(ix) Maps detailing designated routes will be available from Park Headquarters.

(12) Those routes designated in paragraph (11) of this section are to access private property within or directly adjacent to the park boundary. Use of these roads via snowmobile is authorized only for the landowners and their representatives or guests. Recreational use of these roads by anyone is prohibited.

(13) No other forms of motorized over-snow transportation are permitted for use in the park unless specifically approved by the Superintendent and are consistent with the requirements of the applicable Executive Orders and the park's management plans.

Bill Holda
Recommended by: Acting Chief Ranger

2/11/04
Date

Ralph H. Tinney
Approved by: Superintendent

February 11, 2004
Date

RESCINDED:

Superintendent

Date

File original in CRO
cc: Bill Holda

**United States
DEPARTMENT OF THE INTERIOR
National Park Service**

**GRAND TETON NATIONAL PARK
JOHN D. ROCKEFELLER, JR. MEMORIAL PARKWAY**

COMPENDIUM AMENDMENT: 36 CFR 1.7(b)

Designations, Closures, Permit Requirements and other Restrictions Imposed Under the Discretionary Authority of the Superintendent ...Title 36, Code of Federal Regulations, Chapter 1.

AUTHORITY

Under the authority of 16 U.S.C. Section 3, and Title 36, Code of Federal Regulations, Chapter 1, Parts 1-7, this Compendium of Superintendent's Orders is established for Grand Teton National Park and the John D. Rockefeller, Jr. Memorial Parkway. Regulations listed in this compendium are a requirement in addition to those listed in Parts 1-7 of Title 36 unless otherwise noted. The specific authority for this regulatory procedure is found in Sections 1.5, 1.6 and 1.7 of Title 36.

Justification

In accordance with 36 CFR Section 1.5, the following emergency requirements are being instituted immediately. These requirements are necessary to protect visitor and employee health and safety and protect park resources, including wildlife, air quality, and natural soundscapes. These restrictions are being implemented in compliance with a February 10, 2004, U.S. District Court order, which temporarily restrains the National Park Service from enforcing the January 22, 2001, regulations phasing-out the use of snowmobiles in the park. The February 10, 2004, court order also requires the National Park Service to promulgate temporary rules for the 2004 snowmobile season that are fair and equitable to all parties. Until such rules are promulgated, the following emergency restrictions are necessary to protect park resources and provide for employee and visitor health and safety. These restrictions are in place temporarily and could be further adjusted by the Superintendent to protect park resources, provide for public enjoyment of the park, protect employee and visitor health and safety, or other reasons identified in 36 CFR 1.5(a).

ADDENDUM TO SPECIAL REGULATIONS

Sec. 7.21(a) John D. Rockefeller, Jr. Memorial Parkway.

Snowmobiling

- (1) Snowmobiles may be operated in the Parkway in compliance with the public use limits and operating conditions established in this section during the winter use season of 2003-2004. All other snowmobile use is

prohibited, except for essential administrative use and in emergency situations as determined by the Superintendent.

(2) During the winter use season 2003-2004, the following routes are designated for snowmobile use:

(i) The Continental Divide Snowmobile Trail (CDST) along U.S. Highway 89/287 from the southern boundary of the Parkway to Flagg Ranch.

(ii) Along U.S. Highway 89/287 from Flagg Ranch to the northern boundary of the Parkway.

(iii) Grassy Lake Road from Flagg Ranch to the western boundary of the Parkway.

(iv) The Superintendent may open or close these routes after taking into consideration the location of wintering wildlife, appropriate snow cover, and other factors that may relate to public safety.

(v) Maps detailing the designated routes will be available from Park Headquarters.

(3) For the winter use season 2003 - 2004, the numbers of snowmobiles allowed to use the Parkway each day are listed in the following table:

Park entrance gate or area	Maximum number of snowmobiles allowed per gate
(i) Continental Divide Snowmobile Trail (along U.S. 89/287) from the southern boundary of the JDR Parkway to Flagg Ranch.....	50
(ii) (Along U.S. 89/287) Flagg Ranch to northern boundary of Parkway.....	220
(iii) Grassy Lake Road.....	50

(4) Snowcoaches may be operated in the Parkway under a Concessions Contract or Permit authorized by the Superintendent. Snowcoach operation is subject to the conditions of the permit and all other conditions identified in this section.

(5) A snowcoach is a self-propelled mass transit vehicle intended for travel on snow, having a curb weight of over 1000 pounds (450 kilograms), driven by a track or tracks and steered by skis or tracks, having a capacity of at least 8 passengers.

(6) Snowcoaches may operate on the routes designated for snowmobile use in paragraphs (2)(i) through (iii) of this section.

(7) Snowmobiles and snowcoaches may be operated under the following conditions:

(i) Snowmobiles or snowcoaches that stop on designated routes must pull over to the far right next to the snow berm. Stopping the vehicle in a hazardous location, or where the view of the vehicle might be obscured, such as on a curve, is prohibited. Pullouts must be utilized when available and accessible.

(ii) Snowmobiles and snowcoaches must be properly registered and display a valid state registration sticker.

(iii) Snowmobile operators must possess a valid state motor vehicle

operator's license or learner's permit. The license or permit must be carried on the operator's person at all times.

(iv) Persons operating a snowmobile while possessing a learner's permit must be accompanied and supervised within line of sight, but no further than 100 yards, by a responsible person 21 years of age or older possessing a valid state motor vehicle operator's license.

(v) Allowing or permitting an unlicensed driver to operate a snowmobile is prohibited.

(vi) Snowcoaches and snowmobiles may not be operated in the parkway between the hours of 9 p.m. and 7 a.m. except by authorization.

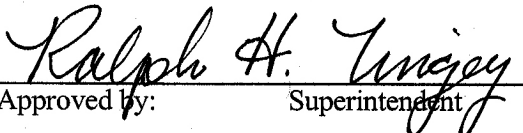
(8) The operation of snowplanes is prohibited.

(9) A snowplane is a self-propelled vehicle intended for over-the-snow travel and driven by a pusher-propeller.

(10) No other forms of motorized over-snow transportation are permitted for use in the Parkway unless specifically approved by the Superintendent and are consistent with the requirements of the applicable Executive Orders and the park's management plans.


Recommended by: _____ Acting Chief Ranger

2/11/04
Date


Approved by: _____ Superintendent

February 11, 2004
Date

RESCINDED:

Superintendent

Date

File original in CRO
cc: Bill Holda